

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 438
OFFERED BY MR. McKEON

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Teacher Recruitment
3 and Retention Act of 2003.”

4 SEC. 2. INCREASED QUALIFIED LOAN AMOUNTS.

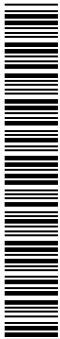
5 (a) FFEL LOANS.—Section 428J(c) of the Higher
6 Education Act of 1965 (20 U.S.C. 1078–10(c)) is amend-
7 ed by adding at the end the following new paragraph:

8 “(3) INCREASED AMOUNTS FOR TEACHERS IN
9 MATHEMATICS, SCIENCE, OR SPECIAL EDUCATION.—
10 Notwithstanding the amount specified in paragraph
11 (1), the aggregate amount that the Secretary shall
12 repay under this section shall not be more than
13 \$17,500 in the case of—

14 “(A) a secondary school teacher—

15 “(i) who meets the requirements of
16 subsection (b); and

17 “(ii) whose qualifying employment for
18 purposes of such subsection has been



1 teaching mathematics or science on a full-
2 time basis; and

3 “(B) an elementary or secondary school
4 teacher—

5 “(i) who meets the requirements of
6 subsection (b);

7 “(ii) whose qualifying employment for
8 purposes of such subsection has been as a
9 special education teacher whose primary
10 responsibility is to provide special edu-
11 cation to children with disabilities (as
12 those terms are defined in section 602 of
13 the Individuals with Disabilities Act); and

14 “(iii) who, as certified by the chief ad-
15 ministrative officer of the public or non-
16 profit private elementary or secondary
17 school in which the borrower is employed,
18 is teaching children with disabilities that
19 correspond with the borrower’s special edu-
20 cation training and has demonstrated
21 knowledge and teaching skills in the con-
22 tent areas of the elementary or secondary
23 school curriculum that the borrower is
24 teaching.”.



1 (b) DIRECT LOANS.—Section 460(c) of the Higher
2 Education Act of 1965 (20 U.S.C. 1087j(c)) is amended
3 by adding at the end the following new paragraph:

4 “(3) INCREASED AMOUNTS FOR TEACHERS IN
5 MATHEMATICS, SCIENCE, OR SPECIAL EDUCATION.—

6 Notwithstanding the amount specified in paragraph
7 (1), the aggregate amount that the Secretary shall
8 repay under this section shall not be more than
9 \$17,500 in the case of—

10 “(A) a secondary school teacher—

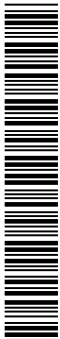
11 “(i) who meets the requirements of
12 subsection (b)(1); and

13 “(ii) whose qualifying employment for
14 purposes of such subsection has been
15 teaching mathematics or science on a full-
16 time basis; and

17 “(B) an elementary or secondary school
18 teacher—

19 “(i) who meets the requirements of
20 subsection (b)(1);

21 “(ii) whose qualifying employment for
22 purposes of such subsection has been as a
23 special education teacher whose primary
24 responsibility is to provide special edu-
25 cation to children with disabilities (as



1 those terms are defined in section 602 of
2 the Individuals with Disabilities Act); and
3 “(iii) who, as certified by the chief ad-
4 ministrative officer of the public or non-
5 profit private elementary or secondary
6 school in which the borrower is employed,
7 is teaching children with disabilities that
8 correspond with the borrower’s special edu-
9 cation training and has demonstrated
10 knowledge and teaching skills in the con-
11 tent areas of the elementary or secondary
12 school curriculum that the borrower is
13 teaching.”.

14 **SEC. 3. IMPLEMENTING HIGHLY QUALIFIED TEACHER RE-**
15 **QUIREMENTS.**

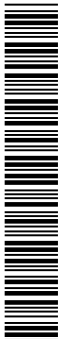
16 (a) AMENDMENTS.—

17 (1) FFEL LOANS.—Section 428J(b)(1) of the
18 Higher Education Act of 1965 (20 U.S.C. 1078–
19 10(b)(1)) is amended—

20 (A) by inserting “and” after the semicolon
21 at the end of subparagraph (A); and

22 (B) by striking subparagraphs (B) and (C)
23 and inserting the following:

24 “(B) if employed as an elementary or sec-
25 ondary school teacher, is highly qualified as de-



1 fined in section 9101(23) of the Elementary
2 Secondary Education Act of 1965; and”.

3 (2) DIRECT LOANS.—Section 460(b)(1)(A) of
4 such Act (20 U.S.C. 1087j(b)(1)(A)) is amended—

5 (A) by inserting “and” after the semicolon
6 at the end of clause (i); and

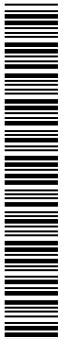
7 (B) by striking clauses (ii) and (iii) and in-
8 serting the following:

9 “(ii) if employed as an elementary or
10 secondary school teacher, is highly quali-
11 fied as defined in section 9101(23) of the
12 Elementary Secondary Education Act of
13 1965; and”.

14 (b) TRANSITION RULE.—

15 (1) RULE.—The amendments made by sub-
16 section (a) of this section to sections 428J(b)(1) and
17 460(b)(1)(A) of the Higher Education Act of 1965
18 shall not be applied to disqualify any individual who,
19 before the date of enactment of this Act, commenced
20 service that met and continues to meet the require-
21 ments of such sections as in effect before such date
22 of enactment.

23 (2) RULE NOT APPLICABLE TO INCREASED
24 QUALIFIED LOAN AMOUNTS.—Paragraph (1) of this
25 subsection not shall apply for purposes of obtaining



1 increased qualified loan amounts under sections
2 428J(b)(3) and 460(b)(3) as amended by section 2
3 of this Act.

